

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Baxley offered the following:

2
3 **Amendment (with title amendment)**

4 Remove lines 2303-2346 and insert:

5 103.095 Minor political parties.-

6 (1) Any group of citizens organized for the general
7 purposes of electing to office qualified persons and determining
8 public issues under the democratic processes of the United
9 States may become a minor political party of this state by
10 filing with the department a certificate showing the name of the
11 organization, the names and addresses of its current officers,
12 including the members of its executive committee, accompanied by
13 a completed uniform statewide voter registration application as
14 specified in s. 97.052 for each of its current officers and
15 members of its executive committee which reflect their

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16 affiliation with the proposed minor political party, and a copy
17 of its constitution, bylaws, and rules and regulations.

18 (2) All electors registered to vote in the minor political
19 party in which he or she has so designated has a fundamental
20 right to fully and meaningfully participate in the business and
21 affairs of the minor political party without any monetary
22 encumbrance. The constitution, bylaws, rules, regulations, or
23 other equivalent documents must reflect this fundamental right
24 and must provide for and contain reasonable provisions which at
25 a minimum must prescribe procedures to: prescribe its
26 membership, conduct its meetings according to generally accepted
27 parliamentary practices, timely notify its members as to the
28 time, date, and place of all of its meetings, timely publish
29 notice on its public and functioning website as to the time,
30 date, and place of all of its meetings, elect its officers,
31 remove its officers, make party nominations when required by
32 law, conduct campaigns for party nominees, raise and expend
33 party funds, select delegates to its national convention, select
34 presidential electors, and alter or amend all of its governing
35 documents.

36 (3) The members of the executive committee must elect a
37 chair, vice chair, secretary, and treasurer, all of whom shall
38 be members of the minor political party and no member may hold
39 more than one office, except that one person may hold the
40 offices of secretary and treasurer.

41 (4) Upon approval of the minor political party's filing,
42 the department shall process the voter registration applications
43 submitted by the minor political party's officers and members of

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44 its executive committee. It shall be the duty of the minor
45 political party to notify the department of any changes in the
46 filing certificate within 5 days after such changes.

47 (5) The Division of Elections shall adopt rules to
48 prescribe the manner in which political parties, including minor
49 political parties, may have their filings with the Department of
50 State canceled. Such rules shall, at a minimum, provide for:

51 (a) Notice, which must contain the facts and conduct that
52 warrant the intended action, including, but not limited to, the
53 failure to have any voters registered in the party, the failure
54 to notify the department of replacement officers, and the
55 failure to file campaign finance reports, the failure to adopt
56 or file with the department all governing documents containing
57 the provisions specified in subsection (2), and limited
58 activity.

59 (b) Adequate opportunity to respond.

60 (c) Appeal of the decision to the Florida Elections
61 Commission. Such appeals are exempt from the confidentiality
62 provisions of s. 106.25.

63 (6) The requirements of this section are retroactive for
64 any minor political party registered with the department on July
65 1, 2011, and must be complied with within 180 days after the
66 department provides notice to the minor political party of the
67 requirements contained in this section. Failure of the minor
68 political party to comply with the requirements within 180 days
69 after receipt of the notice shall automatically result in the
70 cancellation of the minor political party's registration.

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T I T L E A M E N D M E N T

Remove lines 193-199 and insert:
President placed on the general election ballot; creating
s. 103.095, F.S.; providing a procedure for the
registration of a minor political party; requiring the
Division of Elections to adopt rules to prescribe the
manner in which political parties may have their filings
canceled; amending s. 103.101, F.S.;